**GOVERNMENT OF ANDHRA PRADESH**
**ABSTRACT**

Establishment - Rural Water Supply & Sanitation Department - The Andhra Pradesh Rural Water Supply Engineering Sub-ordinate Service Rules, 2012 - Amendment - Notification - Issued.

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**PANCHAYAT RAJ & RURAL DEVELOPMENT (ESTT.II) DEPARTMENT**

**G.O.Ms.No.57**

**Dated:06/07/2023**
**Read the following:-**

1. G.O.Ms.No.77, PR&RD (Estt.II) Department, Dated:17-3-2012.
2. Judgment of the Hon'ble Supreme Court of India, Dated:27-09-2016 in C.A. No.9861/2016.
3. G.O.Ms.No.97, PR&RD (Estt.II) Department, Dated:03.10.2018.
4. From the Engineering-in-Chief (ENC), RWS&S Department, Vijayawada, Letter No.PRR06-29021(31)/21/2022-SO&B-ECRWSS, Dated: 06/06/2022 & 04/11/2022.
5. Govt.Memo.No.1646077/Estt.II/2022, Dated:23/12/2022.
6. From the Engineering-in-Chief (ENC), RWS&S Department, Vijayawada, Letter No.PRR06-29021(31)/21/2022-SO&B-ECRWSS, Dated: 01/02/2023.
7. From the Secretary, A.P. Public Service Commission, Vijayawada, Letter No.GAD03-APPS0RR/12/2023-RRS, Dated: 12/06/2023.

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**ORDER:**

Government have framed Service Rules in A.P. Rural Water Supply Engineering Subordinate Service Rules in G.O.Ms.No.77, PR&RD (Estt.II) Department, Dated 17.03.2012 vide reference 1st read above duly bringing the different Classes and categories of Posts namely Assistant Engineer, Draughtsman Special Grade, Draughtsman, Grade-I, II & III, Tracer, Blue Print Operator, Junior Water Analyst and Sample Collector in RWS&S Department.

2. In the reference 2nd read above, the Hon'ble Supreme Court of India, New Delhi has issued judgment, dated 27.09.2016 in C.A.No.9861 of 2016 filed by Sri R. Venkata Ramudu & Others (AEE, Irrigation Department) seeking for consideration of without passing of Account Test for Public works Department (PWD) Officers and Subordinate Service under Rule 16(h). The Hon'ble Supreme Court of India in its orders dated 27.09.2016 to ignore clause 16(h) and seniority be fixed based on the APPSC merit i.e..

(P.T.O)

Considering the date of commencement of probation as the date of joining into service irrespective of date of Account Test for Public works Department (PWD) Officers and Sub-ordinate Service and implementation of Clause 16(h) has been set-a-side while deciding the seniority".

3. In pursuance of the above Judgment, the Government have issued Amendment to the A.P. Rural Water Supply Engineering Service Rules, 2008 in G.O.Ms.No.219, Panchayat Raj & Rural Development (Estt.III) Department, Dated:11-06-2008 as G.O.Ms.No.97, PR&RD (E.II) Department, Dated:03-10-2018 vide reference 3rd above.

4. The Engineering-in-Chief (ENC), RWS&S in his letters 4th & 6th read above, has furnished a proposal stating that certain Assistant Engineers in RWS&S Department have requested to implement the Hon'ble Supreme Court of India, New Delhi orders dated:27-09-2016 in C.A.No.9861/2016 filed by Sri R. Venkata Ramudu, (AEE, Irrigation Department) in their respect without considering under Rule 16(h) for claiming of Seniority and probation extension, not discharging duties and no change in the date of commencement for failure of departmental tests within prescribed period and requested the Government to issue necessary Amendment orders to A.P Rural Water Supply Engineering Sub-ordinate Service Rules, 2012 in G.O.Ms. No.77, PR&RD (Estt.II) Department, Dated:17-03-2012 as per judgment of the Hon'ble Supreme Court of India vide reference 2nd read above, and as similar orders issued vide reference 3rd read above.

5. After careful examination of the matter, the Government have decided to amend the A.P Rural Water Supply Engineering Sub-ordinate Service Rules, 2012 in G.O.Ms.No.77, PR&RD (Estt.II) Department, dated:17-03-2012. The following Notification will be published in an Extraordinary Issue of the Andhra Pradesh Gazette:

## NOTIFICATION

In exercise of the powers conferred by the proviso to Article 309 of the Constitution of India, the Governor of Andhra Pradesh, hereby makes the following amendment to the Andhra Pradesh Rural Water Supply Engineering Sub-ordinate Service Rules, 2012 issued in G.O.Ms.No.77, PR&RD (Estt.II) Department, dated:17-03-2012 and published in an Extra-ordinary Issue of the Andhra Pradesh Gazette dated:17-03-2012 as subsequently amended from time to time.

Continued..

AMENDMENT

In the said rules, under rule 10, for the existing Note, thereunder the following note shall be substituted, namely,-

**"NOTE:**

Any such Assistant Engineer, Draughtsman Special Grade, Draughtsman Grade-1 or Junior Water Analyst appointed by direct recruitment and on probation shall not be discharged for failure to pass the above test within the period of his/her probation but his/her probation shall be extended **and his/her increments shall be stopped till he/she passes the test**. However, his/her date of commencement of probation shall not be changed."

**(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)**

**B. RAJSEKHAR**
**SPECIAL CHIEF SECRETARY TO GOVERNMENT**

To
The Commissioner, Printing, Stationary & Stores Purchase, A.P.,
Vijayawada -
With a request to publish in the Extraordinary issue of A.P. Gazette and furnish 500 copies to Government.
The Engineer-in-Chief, RWS&S Department, AP, Vijayawada.
The Secretary, Andhra Pradesh Public Service Commission, Vijayawada.
(10 copies)
Copy to:
The General Administration (Ser.E) Department.
The Law (F) Department.
The P.S. to Secretary to Hon'ble Chief Minister.
The OSD to Hon'ble Deputy Chief Minister (PR&RD).
The P.S. to Special Chief Secretary to Government (PR&RD).
Sf/Scs.

**//FORWARDED :: BY ORDER//**

**SECTION OFFICER**